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6 Attorneys for Plaintiff and Counter-Defendant  
PROBUILDERS SPECIALTY INSURANCE COMPANY, RRG  
7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10

11 PROBUILDERS SPECIALTY INSURANCE)  
COMPANY, RRG, a District of Columbia, Risk)  
12 Retention Group,

13 Plaintiff,

14 v.

15 VALLEY CORP. B., a California Corporation)  
formerly known as R.J. HAAS CORP.; RONALD)  
16 J. HAAS, an individual; TY LEVINE, an)  
individual; and KAREN LEVINE, an individual, )  
17

18 Defendants.

CASE NO.: 5:10-cv-05533-EJD

STIPULATION RE DISPOSITIVE  
MOTIONS/PRE-TRIAL  
CONFERENCE AND [PROPOSED]  
ORDER

19 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff PROBUILDERS  
20 SPECIALTY INSURANCE COMPANY, RRG, ("Plaintiff") and Defendants TY LEVINE, KAREN  
21 LEVINE, and RONALD J. HAAS (collectively "Defendants"), through their respective counsel, as  
22 follows:

23 WHEREAS, Defendant RONALD J. HAAS filed a Stipulation for Leave to file a Third-Party  
24 Complaint against Certain Underwriters of Lloyds of London ("Lloyds");

25 WHEREAS, as part of the Stipulation for Leave to file a Third-Party Complaint against  
26 Lloyds, the parties agreed to extend various deadlines, such as expert disclosure, rebuttal expert  
27 disclosure, close of discovery, etc. However, the parties erroneously omitted from the Stipulation  
28 a continuance of the deadline for filing dispositive motions.

1 WHEREAS, the Court on September 14, 2011 ordered, pursuant to the Stipulation, that  
 2 RONALD J. HASS could file a Third-Party Complaint against Lloyds, and the following deadlines  
 3 were continued as follows:

4	Expert Disclosure	March 12, 2012
5	Rebuttal Expert Disclosure	March 26, 2012
6	Close of Discovery	April 20, 2012
7	Last Day for Hearing on Objection	
8	to Expert Disclosure	April 30, 2012

9 WHEREAS, prior to the Court's September 14<sup>th</sup> Order, (1) the deadline for filing the Joint  
 10 Pre-Trial Conference Statement was October 25, 2011, (2) a Pre-Trial Conference was set for  
 11 November 4, 2011, (3) the discovery cut-off was November 18, 2011, and (4) the deadline to hear  
 12 dispositive motions was February 10, 2012.

13 THEREFORE the parties stipulate that the last date for hearing dispositive motions shall be  
 14 continued as follows:

15	Last Day for Hearing Dispositive Motions	June 22, 2012
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Moreover, the parties, in light of the continuance of the various discovery-related dates, stipulate to continue the Joint Pre-Trial Conference to June 8, 2012. However, if dispositive motions are pending as of that date, the parties stipulate that the Joint Pre-Trial Conference will take place on the first available Friday at 11:00 a.m., which is at least 45 days after the Court rules on any pending dispositive motion. Moreover, the parties stipulate that the deadline for filing the Pre-Trial Conference Statement will be 10 days before the Pre-Trial Conference.

**IT IS SO STIPULATED.**

DATED: September 16 2011

YARON & ASSOCIATES

By: 

GEORGE D. YARON  
JAMES I. SILVERSTEIN  
HIELAM CHAN  
Attorneys for Plaintiff and Counter-Defendant  
PROBUILDERS SPECIALTY INSURANCE  
COMPANY, RRG

DATED: September 16, 2011

HINES SMITH CARDER DINCEL

By: 

KIM O. DINCEL  
JULIE ROGERS  
Attorneys for Defendants  
TY LEVINE AND KAREN LEVINE

DATED: September \_\_, 2011

GREENAN, PEPPER, SALLANDER, & LALLY

By: \_\_\_\_\_

CHIP COX  
Attorney for Defendants  
RONALD J. HAAS

**PURSUANT TO STIPULATION, IT IS SO ORDERED**

DATED: \_\_\_\_\_

UNITED STATES DISTRICT JUDGE  
EDWARD J. DAVILA

Moreover, the parties, in light of the continuance of the various discovery-related dates, stipulate to continue the Joint Pre-Trial Conference to June 8, 2012. However, if dispositive motions are pending as of that date, the parties stipulate that the Joint Pre-Trial Conference will take place on the first available Friday at 11:00 a.m., which is at least 45 days after the Court rules on any pending dispositive motion. Moreover, the parties stipulate that the deadline for filing the Pre-Trial Conference Statement will be 10 days before the Pre-Trial Conference.

**IT IS SO STIPULATED.**

DATED: September \_\_, 2011

YARON & ASSOCIATES

By:

GEORGE D. YARON  
JAMES I. SILVERSTEIN  
HIELAM CHAN  
Attorneys for Plaintiff and Counter-Defendant  
PROBUILDERS SPECIALTY INSURANCE  
COMPANY, RRG

DATED: September \_\_, 2011

HINES SMITH CARDER DINCEL

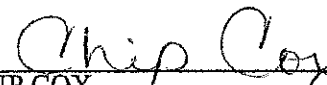
By:

KIM O. DINCEL  
JULIE ROGERS  
Attorneys for Defendants  
TY LEVINE AND KAREN LEVINE

DATED: September 16, 2011

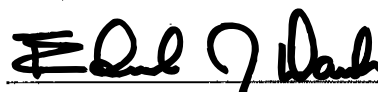
GREENAN, PEFFER, SALLANDER, & LALLY

By:

  
CHIP COX  
Attorney for Defendants  
RONALD J. HAAS

**PURSUANT TO STIPULATION, IT IS SO ORDERED**

DATED: September 19, 2011

  
UNITED STATES DISTRICT JUDGE  
EDWARD J. DAVILA

**CERTIFICATE OF SERVICE**

I am over 18 years of age and not a party to the within action. I am employed in the County of San Francisco; my business address is **Yaron & Associates, 601 California Street, Suite 2100, San Francisco, California 94108.**

On **September 16, 2011**, I served the within:

**STIPULATION RE DISPOSITIVE MOTIONS/PRE-TRIAL CONFERENCE AND [PROPOSED] ORDER**


**DECLARATION OF JAMES SILVERSTEIN IN SUPPORT OF STIPULATION RE DISPOSITIVE MOTIONS/PRE-TRIAL CONFERENCE**

on all parties in this action, as addressed below, by causing a true copy thereof to be distributed as follows:

*TO ALL PARTIES ON THE ECF SERVICE LIST*

✱ **VIA ELECTRONIC SERVICE:** I served a true copy, with all exhibits, electronically on designated recipients through PACER. Upon completion of electronic transmission of said document(s), a receipt is issued to serving party acknowledging receipt by PACER's system. Once PACER has served all designated recipients, proof of electronic service is returned to the filing party which will be maintained with the original document(s) in our office. This service complies with CCP §101.6.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on **September 16, 2011**, at San Francisco, California.

  
**LYDIA BURTON**  
lburton@yaronlaw.com